

**DISPOSITION:** December 26, 1944. A plea of nolo contendere having been entered on behalf of the defendant, a fine of \$500 on the first count was imposed. Pronouncement of sentence on the remaining two counts was suspended for 2 years, upon condition that the provisions of the Food, Drug, and Cosmetic Act be complied with by the defendant.

**7717. Adulteration of cookies. U. S. v. 25 Cases, 25 Cases, 25 Cases, and 5 Cases of Cookies. Default decrees of condemnation. Products ordered sold.** (F. D. C. No. 14714. Sample Nos. 90116-F to 90119-F, incl.)

**LABELS FILED:** On or about December 6, 1944, Eastern District of Missouri.

**ALLEGED SHIPMENT:** Between on or about December 14, 1943, and January 5, 1944, by Thomas and Clarke, from Peoria, Ill.

**PRODUCT:** 25 cases, each containing approximately 20 pounds; 25 cases, each containing approximately 22 pounds; 25 cases, each containing approximately 11 pounds; and 5 cases, each containing approximately 16 pounds, of cookies, at St. Louis, Mo.

**LABEL, IN PART:** "Shortbread," "Chocolate Shorties," "Marshmallow Cookies," or "Choc. Krunch."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of weevils, larvae, and insect fragments.

**DISPOSITION:** Between January 17 and 19, 1945. No claimant having appeared, judgments of condemnation were entered and the products were ordered sold, under the direction of the Federal Security Agency, to be disposed of for purposes other than human consumption. On February 3, 1945, two portions were ordered destroyed since no purchaser had appeared.

**7718. Adulteration of bakery products. U. S. v. 90 Boxes of Ice Cream Cones, and various amounts of other bakery products. Default decree of condemnation. Products ordered delivered to a public institution, for use as animal feed.** (F. D. C. No. 14981. Sample Nos. 98702-F, 98707-F, 98708-F, 98710-F, 98718-F, 98719-F, 98724-F.)

**LABEL FILED:** January 10, 1945, Eastern District of Arkansas.

**ALLEGED SHIPMENT:** Between the approximate dates of November 25 and December 14, 1944, by the National Biscuit Co., from Memphis, Tenn.

**PRODUCT:** 90 boxes, each containing 250 ice cream cones; 30 boxes, each containing 6 8 $\frac{3}{4}$ -ounce packages, of devil's food squares; 110 boxes, each containing 6 7 $\frac{1}{2}$ -ounce packages, of vanilla crests; 36 boxes, each containing 6 9 $\frac{1}{4}$ -ounce packages, of macaroon twigs; 107 bundles, each containing 6 1-pound cartons, of graham crackers; 74 bundles, each containing 2 2-pound cartons, of graham crackers; and 11 7-pound boxes of sugar cookies, at Little Rock, Ark.

**LABEL, IN PART:** "Waffle Cuplets For Ice Cream, Ices and Frozen Desserts," or "Nabisco Devil's Food Squares [or "Fancy Crests Vanilla," "Macaroon Twigs," "Sugar Honey Maid Graham Crackers," "Graham Crackers," or "Old Fashion Sugar Cookies"]."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of insect and rodent hair fragments; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they may have become contaminated with filth.

**DISPOSITION:** January 26, 1945. No claimant having appeared, judgment of condemnation was entered and the products were ordered delivered to a public institution, for use as animal feed.

#### CORN MEAL

**7719. Adulteration of corn meal. U. S. v. Josey-Miller Co., Inc., and Wiley H. Culpepper. Pleas of guilty. Each defendant fined \$100 on count 1 and \$500 on count 2. Fine on count 2 suspended for 3 years.** (F. D. C. No. 11402. Sample Nos. 41444-F, 61476-F.)

**INFORMATION FILED:** October 18, 1944, Eastern District of Texas, against the Josey-Miller Co., Inc., Beaumont, Tex., and Wiley H. Culpepper, treasurer and manager.

**ALLEGED SHIPMENT:** On or about February 10 and March 11, 1944, from the State of Texas into the State of Louisiana.

**LABEL, IN PART:** "Jo-Mil Tested Cream Meal."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of adult storage insects and larvae, cast skins, insect parts and fragments, head capsules, rodent excreta fragments with hair, a feather fragment, and an insect pellet; and, Section 402 (a) (4), it had been prepared, packed, and held under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** January 22, 1945. Pleas of guilty having been entered, the defendants were each fined \$100 on count 1 and \$500 on count 2. The sentences on count 2 were suspended for 3 years, upon condition that the defendants comply with the provisions of the Federal Food, Drug, and Cosmetic Act.

**7720. Adulteration of corn meal. U. S. v. 233 Bags of Corn Meal. Decree of forfeiture. Product ordered released under bond. (F. D. C. No. 14982. Sample No. 24101-H.)**

**LIBEL FILED:** January 11, 1945, Eastern District of Louisiana.

**ALLEGED SHIPMENT:** On or about October 30, 1944, from Fort Worth, Tex.

**PRODUCT:** 233 25-pound bags of corn meal at New Orleans, La., in possession of the Bewley Mills Warehouse. The article was stored under insanitary conditions after shipment. The bags were rodent-gnawed, and rodent pellets and urine stains were observed on them. Examination showed that the article contained larvae, insect fragments, rodent hairs, excreta fragments, and urine.

**VIOLATIONS CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** February 9, 1945. The Bewley Mills, claimant, having admitted the allegations of the libel, judgment of forfeiture was entered and the product was ordered released under bond to be denatured and sold as livestock and poultry feed, under the supervision of the Food and Drug Administration.

**7721. Adulteration of corn meal. U. S. v. 2,904 Bags of Corn Meal. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 15009. Sample No. 24122-H.)**

**LIBEL FILED:** January 23, 1945, Eastern District of Louisiana.

**ALLEGED SHIPMENT:** On or about November 20, 1944, by the Clement Grain Co., from Waco, Tex.

**PRODUCT:** 2,904 10-pound or 25-pound bags of corn meal at New Orleans, La.

**LABEL, IN PART:** "Polka Dot Cream Meal."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect fragments, rodent excreta fragments, and rodent hair fragments.

**DISPOSITION:** February 20, 1945. The Clement Grain Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be denatured for use as animal feed, under the supervision of the Food and Drug Administration.

**7722. Adulteration of corn meal. U. S. v. 1,980 Bags and 1,550 Bags of Corn Meal. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 14834. Sample Nos. 96902-F, 96903-F.)**

**LIBEL FILED:** January 2, 1945, Northern District of Mississippi.

**ALLEGED SHIPMENT:** On or about November 28, 1944, by the Morrison Milling Co., from Denton, Tex.

**PRODUCT:** 1,980 10-pound bags and 1,550 25-pound bags of corn meal at Greenwood, Miss.

**LABEL, IN PART:** "Morrison's Premium Fresh Ground Cream Meal."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hair fragments, rodent excreta fragments, and insect fragments.

**DISPOSITION:** February 23, 1945. The Greenwood Grocery Co., Greenwood, Miss., claimant, having consented to the entry of the decree, judgment of condemnation was entered and the product was ordered released under bond for conversion into animal feed, under the supervision of the Food and Drug Administration.